

CAUSE NO. D-1-GN-11-003130

THE TEXAS TAXPAYER & STUDENT	§	IN THE DISTRICT COURT
FAIRNESS COALITION, et al;	§	
CALHOUN COUNTY ISD, et al;	§	
EDGEWOOD ISD, et al;	§	
FORT BEND ISD, et al;	§	
TEXAS CHARTER SCHOOL	§	
ASSOCIATION, et al.	§	
Plaintiffs	§	
	§	
	§	
	§	
JOYCE COLEMAN, et al	§	
Intervenors	§	
	§	
vs.	§	200th JUDICIAL DISTRICT
	§	
MICHAEL WILLIAMS, COMMISSIONER	§	
OF EDUCATION, IN HIS OFFICIAL	§	
CAPACITY; SUSAN COMBS,	§	
TEXAS COMPTROLLER OF PUBLIC	§	
ACCOUNTS, IN HER OFFICIAL	§	
CAPACITY; TEXAS STATE BOARD	§	
OF EDUCATION, the TEXAS	§	
EDUCATION AGENCY, and the	§	
STATE OF TEXAS	§	
Defendants.	§	TRAVIS COUNTY, TEXAS

DEFENDANTS' OBJECTIONS TO SCHEDULING ORDER

TO THE HONORABLE JOHN K. DIETZ, TRAVIS COUNTY DISTRICT COURT

On June 19, 2013, the Court ordered the parties to "submit a Scheduling Order addressing deadlines for filing amended or supplemental pleadings to govern the additional trial days, responsive pleadings, discovery, designation of experts, and any other matters the parties agree are pertinent." Because only the Fort Bend Independent School District Plaintiffs have amended

their petition as of this date, Defendants lack any notice, much less fair notice, of the remaining Plaintiffs' and Intervenor's claims going forward regarding the legislative changes to the public education system. For this reason, Defendants object to the requirement to provide a proposed scheduling order *before* each of the Plaintiffs and Intervenor's file their amended or supplemental pleadings.

Nevertheless, Defendants entered into good faith negotiations with the Plaintiffs and Intervenor's to agree upon a proposed scheduling order for the Court's consideration. Defendants' objection to the proposed scheduling order only serves to preserve their right to have the Court reconsider deadlines that have been agreed to in the absence of fair notice of the Plaintiffs' and Intervenor's claims.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on the 17th day of July, 2013, the foregoing document was electronically filed and served via email on the following.

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